

01 - 02 - 01

Page 1 of 3

Customer Number: 000959#5/A

**DIVISIONAL CONTINUATION APPLICATION TRANSMITTAL FORM**  
**UNDER RULE 1.53(b) (former Rule 1.60)**

(0-23-01)  
M.L.

DOCKET NUMBER	ANTICIPATED CLASSIFICATION OF THIS APPLICATION:		PRIOR APPLICATION SERIAL NUMBER: 09/056,920	PRIOR APPLICATION FILING DATE: APRIL 8, 1998
CPI-013CNDV4	CLASS:	SUBCLASS:	EXAMINER:	ART UNIT:

BOX PATENT APPLICATION  
 ASSISTANT COMMISSIONER FOR PATENTS  
 WASHINGTON, DC 20231

## CERTIFICATION UNDER 37 CFR 1.10

Date of Deposit: December 29, 2000

Mailing Label Number: EL263574037US

I hereby certify that this 37 CFR 1.53(b) request and the documents referred to as attached therein are being deposited with the United States Postal Service on the date indicated above in an envelope as "Express Mail Post Office to Addressee" service under 37 CFR 1.10 and addressed to the Assistant Commissioner for Patents, Box Patent Application, Washington, D.C. 20231.

Larry Taylor

Name of Person Mailing Paper



Signature of Person Mailing Paper

Dear Sir:

This is a request for filing a ☐ continuation ☒ divisional application under 37 CFR 1.53(b), of pending prior application serial no. 09/056,920 filed on April 8, 1998, of Klim King; Henrik G. Dohlman; Marc G. Caron; and Robert J. Lefkowitz entitled Expression of G Protein Coupled Receptors In Yeast which in turn is a continuation application of serial no. 08/441,291, filed May 15, 1995 (now U.S. Patent No. 5,739,029), which is a divisional of serial no. 08/071,355, filed June 3, 1993 (now U.S. Patent No. 5,482,835), which is a continuation of serial no. 07/581,714, filed September 13, 1990, now abandoned.

1. ☒ Enclosed is a copy of the latest inventor signed application, including the oath or declaration as originally filed. The copy of the enclosed papers is as follows:
- ☒ 19 page(s) of specification
  - ☒ 6 page(s) of claims
  - ☒ 1 page(s) of abstract
  - ☒ 3 sheet(s) of drawing
  - ☒ 4 page(s) of declaration and power of attorney.

I hereby verify that the attached papers are a true copy of the prior complete application serial no. 09/056,920 as originally filed on April 8, 1998.

2. ☐ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27, a copy of which is enclosed, was filed in the prior application and such status is still proper and desired (37 CFR 1.28(a)).
3. ☒ The filing fee is calculated below:

	NUMBER OF CLAIMS FILED			NUMBER EXTRA
TOTAL	* 9	MINUS	** 20	= 0
INDEP.	* 1	MINUS	*** 3	= 0
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS				

## SMALL ENTITY

RATE	FEE
x 9 =	\$0.00
x 40 =	\$0.00
+135 =	\$0.00
BASIC FEE	\$0.00
TOTAL	\$0.00

OR

## OTHER THAN A SMALL ENTITY

RATE	FEE
x 18 =	\$0.00
x 80 =	\$0.00
+ 270 =	\$0.00
BASIC FEE	\$710.00
TOTAL	\$710.00

OR

12/29/00  
1c944 U.S. PTO1c618 U.S. PTO  
09/752145

12/29/00

09752145 122900

4. ☐ The Commission hereby authorized to charge any additional fee which may be required in connection with this communication, or credit any overpayment, to Deposit Account No. 12-0080. A duplicate copy of this sheet is enclosed.
5. ☒ **The Filing Fee is not being submitted at this time.**
6. ☒ Cancel in this application original claims 10-28 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

7. ☒ Amend the specification by inserting before the first line the sentences: "This application is a divisional application of serial no. 09/056,920, filed on April 8, 1998, which in turn is a continuation application of serial no. 08/441,291, filed May 15, 1995 (now U.S. Patent No. 5,739,029), which is a divisional of serial no. 08/071,355 filed June 3, 1993 (now U.S. Patent No. 5,482,835), which is a continuation of serial no. 07/581,714 filed September 13, 1990, now abandoned. The disclosures of all of the aforementioned applications/patents are incorporated herein in their entireties by reference."

8. ☐ Please abandon said prior application as of the filing date accorded this application. A duplicate copy of this transmittal is enclosed for filing in the prior application file. (May be used if signed by person authorized by §1.138 and before payment of base issue fee.)
9. ☒ Transfer the drawings from the pending prior application to this application.
10. ☐ Priority of application serial no. \_\_\_\_\_ filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed under 35 U.S.C. §119.
- ☐ The certified copy has been filed in prior application serial no. \_\_\_\_\_ filed on \_\_\_\_\_.
- ☐ The certified copy will follow.
11. ☒ The prior application is assigned of record to Duke University.
12. ☐ A \_\_\_\_\_ month extension of time has been submitted in the parent application Serial No. \_\_\_\_\_ in order to establish copendency with the present application.
13. ☒ Also enclosed is/are copies of the Recorded Assignment to Duke University. Recorded at Reel 5555, Frame 0694, an Appointment of Power of Attorney, filed April 8, 1998 and an Associate Power of Attorney, filed February 3, 1999.
14. ☒ The power of attorney in the prior application is to Lahive & Cockfield, LLP.
- a. ☒ The power appears in the original papers in the prior application.
- b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. ☐ A new power has been executed and is attached.
15. ☒ Address all future communications (May only be completed by applicant, or attorney or agent of record) to Peter C. Lauro, Esq. at Customer Number: **000959** whose address is:

Lahive & Cockfield, LLP  
28 State Street  
Boston, Massachusetts 02109

16. ☒ Any requests for extensions of time necessary in a parent application for establishing copendency between this application and a parent application are hereby requested and the Commissioner is authorized to charge any fee associated with such an extension to Deposit Account No. 12-0080.

006221-12000

A1

17. ☐ Pursuant to 37 CFR 1.821(e), the computer readable form of the sequence listing for this new application is to be identical with the computer readable form of application serial no. \_\_\_\_\_ . Please use the computer readable form of application serial no. \_\_\_\_\_ in lieu of filing a duplicate computer readable form in this application. Pursuant to 37 CFR 1.821(f), the content of the paper copy of the sequence listing for this new application and the computer readable form of application serial no. \_\_\_\_\_ are the same.

December 29, 2000

Date

LAHIVE & COCKFIELD, LLP  
28 State Street  
Boston, Massachusetts 02109  
Tel. (617) 227-7400



Megan E. Williams

Reg. No. 43,270

for

Peter C. Lauro, Esq.

Reg. No. 32,360

☐ inventor(s) ☐ filed under §1.34(a)

☐ assignee of complete interest

☒ attorney or agent of record

00752145-100000